IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL WRIT PETITION NO.995 OF 2006

Pramod Pandurang Pisal : Petitioner.

versus

The State of Maharashtra & ors. : Respondents.

Mr.J.R.Khan with Mr.Q.A.Siddiqui and Mr.Pradeep Singh for the petitioner.

Mr.V.B.Konde-Deshmukh for the State.

CORAM : D.G.DESHPANDE

S.A.BOBDE, JJ.

DATED : JUNE 29, 2006.

P.C.

1. Rule, returnable forthwith. By consent of both the parties, the petition is taken up for final hearing.

2. This petition is for quashing a FIR in C.R.No.337/05 registered at Nehru Nagar Police

Station on the ground that it is a totally false and bogus FIR. Our attention was drawn by the counsel for the petitioner to the order of the Sessions Court for Greater Bombay in Anticipatory Bail Application No.1624 of 2005 wherein the Sessions Judge has also found, after going through all the papers, that no such incident of forcibly taking away Rs.700/- from the complainant took place. The learned APP for the State was asked to get the papers. He has produced the papers. It is a statement by the Additional District Collector (Encroachment) who was present at the time of incident. The said officer has stated in his written statement to the police that no such incident, as alleged by the complaint, took place on 13.12.2005. In view of this fact, the entire FIR appears to be false, bogus and not supported by anybody. Therefore, the FIR is quashed. Petition is allowed. Rule is made absolute in terms of prayer clause (b).

[D.G.DESHPANDE,J]

[S.A.BOBDE, J]